

CLERK'S OFFICE U.S. DIST. COURT
AT DANVILLE, VA
FILEDUNITED STATES DISTRICT COURT
for the

Western District of Virginia

United States of America
v.
Derrick L. GallowayJOHN F. CORCORAN, CLERK
BY: *M. Hupp*
DEPUTY CLERKDate of Previous Judgment: August 30, 2004
(Use Date of Last Amended Judgment if Applicable)) Case No: 4:03CR30067-001
) USM No: 10070-084
) Defendant's Attorney**Order Regarding Motion for Sentence Reduction Pursuant to 18 U.S.C. § 3582(c)(2)**

Upon motion of the defendant the Director of the Bureau of Prisons the court under 18 U.S.C. § 3582(c)(2) for a reduction in the term of imprisonment imposed based on a guideline sentencing range that has subsequently been lowered and made retroactive by the United States Sentencing Commission pursuant to 28 U.S.C. § 994(u), and having considered such motion,

IT IS ORDERED that the motion is:

DENIED. GRANTED and the defendant's previously imposed sentence of imprisonment (as reflected in the last judgment issued) of _____ months **is reduced to** _____.

I. COURT DETERMINATION OF GUIDELINE RANGE (Prior to Any Departures)

Previous Offense Level: _____ Amended Offense Level: _____
 Criminal History Category: _____ Criminal History Category: _____
 Previous Guideline Range: _____ to _____ months Amended Guideline Range: _____ to _____ months

II. SENTENCE RELATIVE TO AMENDED GUIDELINE RANGE

- The reduced sentence is within the amended guideline range.
- The previous term of imprisonment imposed was less than the guideline range applicable to the defendant at the time of sentencing as a result of a departure or Rule 35 reduction, and the reduced sentence is comparably less than the amended guideline range.
- Other (explain): _____

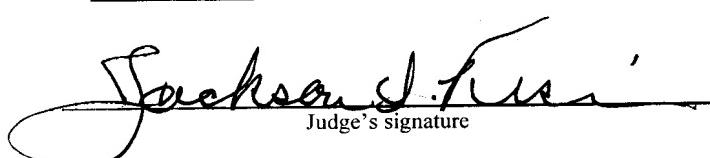
III. ADDITIONAL COMMENTS

Career offenders are ineligible for a reduction in sentence pursuant to 18 U.S.C. § 3582(c)(2).

Except as provided above, all provisions of the judgment dated 8/30/2004 shall remain in effect.

IT IS SO ORDERED.

Order Date: 3/3/08



Jackson L. Kiser
Judge's signature

Effective Date: 3/3/08
(if different from order date)

Jackson Kiser, Senior United States District Judge
Printed name and title